

Daily Free Democrat.

PUBLISHED BY
S. M. BOOTH,
CORNERS OF SPRING AND WEST WATER STS.

S. M. BOOTH, — Editor.

CITY OF MILWAUKEE.

TUESDAY, APRIL 1.

CLOSE OF THE LEGISLATURE.—Both branches of the Legislature adjourned, yesterday noon to the second Wednesday in September. Most of the appropriation bills passed. A bill to appropriate \$3,000 to Gen. Wm. R. Smith for compiling the Documentary History of the State, after ineffectual efforts to reduce the amount named, was indefinitely postponed in the Senate. The Senate bill to annex Washington and Ozaukee Counties to the First Congressional District, for the benefit of Fred Barn, was postponed to the September session. It would put most of the German population and most of the Lake Shore interests of the State in one District. We regret to find some Republicans favoring such a movement.

FOX AND WISCONSIN RIVER IMPROVEMENT.—Messrs. Stark, Davis & Walker were appointed a Committee to investigate the condition and acts of the Improvement and made a very candid and able report showing up the company in a most unfavorable light. A bill was passed to appoint a Committee of Investigation into the Company's affairs, and the Senate undertook, at the instance of some of the Company's agents, to name the House Committee. In the Assembly an effort was made to appoint a new Committee, with Farr as Chairman.—But this game was blocked. Judge Potter making a very pointed and able speech on the subject, and a Resolution was passed, with but 8 dissenting votes, to appoint Messrs. Stark, Davis and Walker a Committee of Investigation independent of the Senate. There will be some developments that will make people stare.

EX-TREASURER JANSSEN.—It was rumored that he had left for Germany. But he was found at home, in Washington County, by the officer, and brought to Madison, at the instance of one of his bail, Mr. Philo Dumming, on a charge of embezzlement. It is believed by some that his bail will make the deficit good, and, by others, that the State will lose it. We shall be happy to chronicle the payment of the missing \$35,000, but should not be willing to have our happiness contingent on such an event.

SNOW.—Our friends at the East will be surprised to learn that there is now no snow in Milwaukee or in this part of Wisconsin. Last Tuesday—a week ago to day—the snow in Springfield, Oneida Co., N. Y., was two feet deep on an average, and we passed over drifts, in riding to Fort Plain, 8 or 10 feet deep. We saw persons in the cars, directly from Lewis Co., N. Y., who assured us that on the high lands there, the snow was seven feet deep. Four days after leaving Springfield, in passing from Milwaukee to Madison—a hundred miles west—the ground was as bare as in summer, and the prairie marshes were on fire. And yesterday, in returning from Madison, we saw large tracts of prairie burnt, and the fire still burning briskly.

The weather, though pleasant, is cold, and will continue to be, as long as there is so great a body of snow to the east and north-east of us. We look for a warm summer.

THE COX DIVORCE CASE.—Mr. Gerard, in opening for the defense in this case, stated that he was an Episcopalian himself, and did not take up the lady's cause until he found that every charge against her was a damning lie.—He lashed Dr. Cox severely; charging him with marrying solely for mercenary motives—with having struck his wife because she did not want women to come after him and usurp her place—with having committed perjury, &c. The jury brought in a verdict for the lady.

NO MORE MONASTERIES.—A petition signed by six thousand citizens of Philadelphia, has been presented to the Legislature of Pennsylvania, praying for the passage of a law to prohibit the establishment of no more Monasteries within the limit of that State.

APPOINTMENTS BY GOV. BASFORD.—Gov. Basford has appointed Hon. Amasa Cobb, of Mineral Point Adjutant General of the State, and Horace Rublee, of the Madison Journal, State Librarian.

MICHIGAN CENTRAL RAILROAD.—The following is a comparative statement of the earnings of this road for the week ending March 21, 1855 and 1856.

1855.	1856.
Passengers.....	\$25,387 25
Freight.....	19,483 59
Total.....	\$47,870 84
	\$38,945 85

Col. Lane, Senator elect from Kansas, arrived at St. Louis, en route for Washington, on the 28th ult.

FROM KANSAS.—The District Court of Kansas meets at Leavenworth on the first Monday in April, when the case of the members of the Kansas Legislature, Governor and other State officers, will be presented for the consideration of the Grand Jury.

APOPELI.—Com. Keever was ill of apoplexy, at Graysport Navy Yard, on the 31st ult., and there were no hopes of his recovery.

STOCKS.—Stocks sold in New York yesterday, as follows:

Erie, firmer, but other kinds unchanged;—Missouri sixes 84; Hudson 34½; Galena and C. 113½; Erie R. R. 57; M. S. & N. 95;—Reading 92½; Wis. Lake Shore R. R. 72½; C. & T. 79; Mill. & M. 66; C. & R. I. 95.

Mr. James Robb, of New Orleans, has given \$4,000 towards erecting a monument to Henry Clay, in that city.

THE BALLET FISHERY IN MASSACHUSETTS.—has been very successful this season, many of the vessels clearing \$1,000 a trip.

The population of Pittsburgh, and seven or eight boroughs which surround it, is set down at the present time at 122,800, being an increase of 55 per cent, in less than six months.

The largest iron safe ever made was in the Park Bank, New York, on Monday, weighs ten tons, and cost \$8,500.

Meeting of the Bar.

A meeting of the members of the Bar of the City of Milwaukee, convened at the rooms of the United States Court, in the city of Milwaukee, on the 31st of March, 1856, pursuant to notice, and was called to order by the Hon. Levi Hubbell, Judge of the Circuit Court, on whose motion Jonathan E. Arnold, Esq., President of the Bar, was called to the chair, and H. L. Palmer was appointed Secretary.

The President announced the decease of our esteemed Brother, Benjamin Newhall, Esq., and stated that the meeting had been convened for the purpose of taking such action in relation thereto, as might be deemed appropriate. On motion of N. J. Emmons, Esq., a committee of three was appointed by the President, consisting of Judge Levi Hubbell, N. J. Emmons and James S. Brown, to prepare and report resolutions expressive of the sense of the meeting.

During the absence of the Committee the meeting was appropriately addressed by E. L. Buttrick and A. C. May, Esqrs.

Judge Hubbell, from the committee appointed for that purpose, reported the following resolutions, for the consideration of the meeting, viz:

Resolved, That the sudden decease of our fellow member, Benjamin Newhall, Esq., cut down in the flush of youth and hope, and in the midst of usefulness and duty, fills us with painful regret, while it affords us a solemn lesson of our common mortality.

Resolved, That although numbered among the junior members of our Bar, Mr. Newhall had already won, by his courteous demeanor and manly and elevated principles, the good will and respect of us all; and by his industry, energy and marked ability, had given sure promise of a successful and distinguished career in his profession.

Resolved, That as a tribute of respect to the deceased, the members of the Bar will take charge of his funeral ceremonies, and wear the usual badge of mourning for thirty days.

Resolved, That the proceedings of this meeting, and a copy be transmitted by the Secretary to the parents of the deceased, in the State of Massachusetts.

Pending the question, upon the adoption of the resolution, the meeting was appropriately addressed by J. E. Arnold, Esq., Judge Levi Hubbell, Judge A. D. Smith, Wm. P. Lynde, N. J. Emmons, and John H. Van Dyke, Esqrs., each of whom spoke eloquently of the high character and estimable worth of our deceased Brother and paid a fitting and merited tribute to his memory.

The resolutions were unanimously adopted.

On motion of Wm. P. Lynde, Esq., it was

Resolved, that a committee of ten be appointed, whose duty it shall be, in conjunction with the friends of the deceased, to make all suitable arrangements for forwarding his remains to his friends in Massachusetts, and to invite a Clergyman to deliver a funeral discourse, to be attended by all the members of the bar, and that the committee give due notice, through the city papers, of such arrangements as they shall make.

William P. Lynde, J. H. Van Dyke, Wm. P. Lynde, D. B. Ogden, E. L. Buttrick, J. R. Brigham, A. C. May, F. Blodgett, O. H. Waldo, A. L. Palmer, were appointed such Committee.

The meeting then adjourned.

JONATHAN E. ARNOLD, President.

H. L. PALMER, Secretary.

Frances' Grave.

A white monument, so delicate, so emblematic of purity, so encircled with roses, olive and myrrh. Let us read the inscription:—"Frances and her babe." In the centre, in a niche, is engraved a cross. It was ever thus—hidden in her heart. No shining semblance girded her apparel, but her actions all were golden. An unfolded rose is clinging to the parent stem. Why should its tiny leaves expand without the daw of a mother's love?—Too much of the glory of the upper world lingered on the baby's brow, so she sleeps on Frances' breast.

The oasis and cypress are fringing the banks of a rivulet, whose little eddies play upon and ripple its surface, as the sunshine of a loving and joyous heart dimpled the sweet face of Frances—and as the water reflects the beautiful objects about her grave, so did her eyes reflect the beauties of a naturally lovely character, enhanced by the added graces of Christianity.

A white hand is placing poppies in an urn.—"Sleep of the heart." But her heart never slept—it first faint pulsation was love; so was its last unsteady throb. "Give my love to every one—I love to die on Sunday"—father, mother, let me stay in this dear home, with you, a week—let those that love me, look upon me. But oh! next Sunday let me go to church, I would once more enter its portal, and lie awhile—I cannot kneel—before the chancel—then I will stay in the tomb till he comes, my poor widowed—tell him how I love him.

Dry leaves, intrude upon the living green, but are quickly swept away by the awaying boughs of the drooping willow. Thus were sad thoughts driven from her soul as her harp-strings vibrated to the music of her penitential psalm.—Snowballs are many—so were her thoughts of Heaven.

The wind sighs and moans in the solemn pine—sorrow and pity are its only responsive notes. But the ever-flowering locust sings sweetly and truthfully of love beyond the grave, while the eye prolongs the strain, adding interest and endurance.

HEAVY COSTS.—The Madison Journal says:

"The judgment of ouster against Basford gave costs of suit to Gov. Basford. Doubtless, many suppose that this includes the entire costs of the proceeding. It is, however, a mere technicality, under the lawyers' fee bill, in the Statutes, and the whole amount of such costs is sixteen dollars and twenty-five cents."

FIRE.—The dwelling of D. E. Howe in the village of Geneva, Walworth County, was burned to the ground on Wednesday last. Loss \$800 and no insurance.

FIRST VESSEL OUT.—The Racine Democrat of the 31st ult., says: The schooner Liberty left this port on Monday the 24th inst., bound for Chicago with a load of barrels.

NO RAIN.—The Racine Democrat says: A gentleman who keeps a weather record, informs us that since the 14th of December last no rain has fallen in this region. Only 106 days since rain has fallen.

For the Free Democrats.

COMMON SCHOOLS.

Would any one be so preposterous, as to think that one man would hire another to manage a pack of horses, for him for the term of four months, without examining into the management, to see that they were duly cared for, rightly fed, plenty to drink, and, to see that they were appropriately worked, and not over worked? Would any one suppose that a master would engage a man to teach the young wretches to follow man's guidance, without ever looking into the yard, to see whether he drove them tail first or head first? No! no one would surmise it, because it is for their pecuniary interest to see that they are managed with the best care and attention. But how different it is with our common schools; with the teachings of those innocents, whom God made in his own image, and breathed into them the breath of life, and of whom the Savior said, "of such is the kingdom of Heaven." Yes, how different the teachings of the young, rising generation. Their training is less cared for, than that of a Black Hawk colt, or a Durham calf. Just look into the common schools of this State, and see how they are conducted generally.

Let us pass over the small, narrow, unventilated houses, with their upper galleries called seats; and come directly to the teaching process, and the manner of support by the parents and officers. It is hardly necessary to state, that a candidate for teaching must go the Superintendent, who, (half the time does not know whether an adverb qualifies a noun or not) certifies to his or her capabilities, and the school commences. The school arrives with books of all kinds, from Webster's and Cobb's Spelling Book, Kirkland's Grammar, and Daboll's Arithmetic, up to the latest editions of the present day. The teacher goes on with what he calls teaching, for the term of four or five months, learning the tender sprouts that which is worse than nothing, when they should be laying up that which would be of use to them in after years; Why not stop him? You ask why, because no one knows it till it is too late; The Superintendent does not visit it, if at all, until it is most out, and when it is known, the district says "never mind, it is almost out, it won't matter much now," or if a good one, no one appreciates his worth, till after he is gone, and he soon gets discouraged, and quits the occupation, and goes to drudgery, rather than work for those who do not fully appreciate his worth. None of the parents visit his school unless it is the last day. Let me mention the short experience of an intimate acquaintance, who taught three winters in different places. The first winter he was visited by one of the parents, who was surveying nearby, and was forced to go in to keep from freezing, and stayed just long enough to get warm. The second winter, in a district numbering about seventy scholars, after numerous coaxing invitations, he was highly honored by the presence of the heads of two families, part of one afternoon. The last winter, which is just ended, one, of the Board (who had to bring his children) arriving a little to early, was necessarily compelled to stay till four o'clock, which was about twenty minutes, and was again the last day. During these three winters, the Superintendent, whose duty it is to visit each school twice, was not seen inside the School House; Yet that teacher has the name of being a good one, but who knows it for a certainty; for no one who was competent to judge, was there in a fit season to make a just report. Would he think according to common remark, that people are growing weaker and wiser or would he not think that they were growing more lazy instead of weaker, and more degenerate, instead of wiser? What is to be done? If the School fund of this State is a benefit to the young as it now is, what would it be if parents and the proper officers showed to their children and instructors, that they felt an interest in their welfare, by visiting them in school?

Will some one make the calculation.

P. W.

Points decided by the Court of Appeals.

We publish, on our first page to day, the opinion of Judge Comstock, that the "Prohibition Act transcends the Constitutional limits of the Executive Power," and is therefore void.

Messrs. Deilio, A. S. Johnson, Soldan and Hubbard, concur in this decision.

We publish also, the opinion of Judge T. A.

Johnson, affirming the Constitutionality of the Law.

Meers, Wright and Mitchell take the same side.

These are the only opinions, on either

side, yet ready for publication. We start

substantially, yesterday, the points decided by the Court. The *Atlas* embodies them more elaborately, thus:

"In determining these cases, the Court of Appeals laid down and affirmed the following propositions:

"1. That the Prohibition Act, in its operation upon property in intoxicating liquors, existing in hands of any citizen of this State, when the Act took effect, is a violation of the provision in the Constitution of this State, which requires that no person shall be 'deprived of his liberty or property, without due process of law.'

The Court is of the opinion that the various provisions, prohibitory, and penal contained in the Act, substantially destroy the property in such liquors, in violation of the terms and spirit of the constitutional provi-

sion.

"2. That inasmuch as the Act does not dis-

criminate between such liquors existing when

the Act took effect, as a law, and such as might be

required by importation or manufacture, and

does not countenance or warrant any defen-

se based upon the distinction referred to, it can

not be sustained in respect to any such liquor,

whether existing at the time the Act took effect, or acquired subsequently; although the

Judges were of opinion that it would be con-

sidered a violation of the Constitution if

the Act was construed to prohibit all such

liquors, as well as those existing when the

Act took effect.

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substantially, yesterday, the points decided by the Court. The *Atlas* embodies them more elaborately, thus:

"3. That the proceeding in a Court of Special Sessions, authorized by the said act, is unconstitutional and void, on the ground that the party accused is thereby deprived of the right of trial by jury guaranteed by the Constitution.

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"10. That the proceeding in a Court of Special Sessions

C. D. BOOTH, Local Editor.

TUESDAY APRIL 1.

THE election is proceeding very quietly.—

There is but one ticket for city officers, with the exception of Marshal. Charles C. Meyer appears to be pretty extensively voted for by men of all parties, and will doubtless be elected over Daniel Haffner, the party candidate.— There is some contest for Alderman in several of the Wards, but the count alone will alone determine who is successful.

CHANDLER & JENNINGS.—The special attention of our readers is invited to the advertisement of this firm, in to-day's paper. They are receiving an immense stock of goods from the East, which they promise to sell at lower prices than can be purchased at any other store in the city. Messrs. Chandler & Jennings have recently given their store a thorough renovation and re-painting. They have been engaged in the mercantile business, in this city, for the past two years, or more, and have done a heavy business, and by a liberal and upright course, have won many friends, who rejoice at their prosperity.

The funeral of Mr. Neiman was attended at the Spring Street Methodist Church, at 10 o'clock this morning, by the Fire Department in uniform, and a large number of citizens. The funeral exercises were appropriate and impressive.

BANKING AND EXCHANGE.—The *Sentinel* of this morning says: Messrs. Edwin and J. G. Townsend, Walker L. Bean and Burlock have associated themselves together for the purpose of carrying on the Banking and Exchange business. They have capital, industry, ability and a good name to start with, and we do not doubt that they will prosper abundantly. Their place of business is the old stand of Townsend, Finkler & Co., in Ludington's block.

PROF. JESSE EPPS. is running as the spontaneous candidate for Mayor, and so far as we can learn, the race is about "tip and tuck" between him for Mayor and Dan Haffner for Marshal. The Professor, in some Wards, is a little ahead.

NEW STORES.—Clark Shepardson is soon to commence the erection of a first class store, on East Waterstreet, adjoining Throop & Bros. It is intended to be fire proof and will cost \$10,000.

J. N. Bonetton intends to erect an elegant store on the lot on East Waterstreet, adjoining J. A. Hall & Co.'s bookstore, at a cost of about \$10,000.

PROFESSOR PALMER.—In calling attention to the advertisement of this gentleman, we take pleasure in copying from the Chicago *Dem.* Press of yesterday, the following testimonial from his classes in that city.

PHENOMENOLOGICAL FESTIVAL.—Prof. Palmer's class in Phenomenology gave a festival on Thursday evening, which drew together a large and highly respectable concourse. The evening's entertainment consisted of Feasting, singing, speaking and dancing. The music, both instrumental and vocal, was decidedly good and all passed off in a most agreeable manner. In the course of the evening both the Professor and lady were called out and made some very appropriate remarks. Mrs. P. alluded in a very happy manner to the influence of such social gatherings, remarking that we were designed to enjoy life, and that such enjoyment could not be attained unless the muscle was exercised as well as the brain.

Prof. Palmer congratulated his class upon their proficiency and the zeal they had manifested in the study of Phenomenology. He alluded to Gall and Spurzheim as the founders of the science; spoke of the difficulties and persecutions under which they labored, remarking that they alone were its originators, and as such, perhaps, they alone were entitled to our lasting regard as truly respectable phenomologists.

The following resolutions were unanimously passed at the conclusion of the festival:

Resolved. That we the late class, tender to Prof. Palmer and lady our heartfelt thanks for the able and modest manner in which they have taught us the science of Phenomenology, and we ever shall stand ready to welcome them back to Chicago.

Resolved. That we believe Phenomenology will ever find in them fearless and able advocates of its unerring principles.

The Rains of Thousand Flowers.—This is an infinite cure for chapped hands, and soothes every irritating pain in the skin from the cold winds and variable weather. For sale at the wholesale and retail Depot in Milwaukee, (Arnold's Bookstore, 176 East Water St.) where a new supply has come to hand, also, a variety of new publications, embracing most of the current literature of the day.

HATS, CAPS, AND STRAW GOODS: Every brought to Wisconsin.

FOR THE WHOLESALE TRADE.—I am better prepared than ever to offer goods adapted to the Wisconsin Trade.

Merchant will find it to their advantage to give me a call, I am prepared to sell as low and as on favorable terms as any house west of New York.

MILWAUKEE WITH ITS

Baltimore Clothing House, AHEAD OF THE WORLD!

STEIN BROS' MESSAGE

TO THE PEOPLE OF WISCONSIN:

WE ARE NOW BEFORE YOU WITH THE LARGEST, handiest and best Stock of spring & summer CLOTHING.

Ever offered to the people of Wisconsin. This is universally acknowledged, and is a fixed fact, that, in clothing, we defy all competition to the last.

NOW REMEMBER,

We still, this Spring, have every body in this City, in selling the best made clothing CHAPE! There is no use in buying any other cloth, when you can buy at the Baltimore Clothier's Store.

30 PER CENT. CHEAPER, AND BETTER CLOTHING

Than at any other Clothing House on the Lakes!

HURRAH!

For 20 per cent. cheaper Bargains at the Baltimore Clothing House.

HURRAH!

For the Customers at the Baltimore Clothing House.

FRANKLIN COAL STOVES.

Don't forget No. 140 East Water Street.

[Mar 20] — WI CONNIN

KNOCK-DOWN CHAIRS.—A LARGE LOT

on hand, at wholesale, to accommodate the Country trade, at

E. NEWTON & CO.

191 West Water Street.

PARLOR COAL STOVES!

JUST RECEIVED.—A new and very beautiful

Franklin Coal Burner. They are the handsomest

pattern yet, and the best Coal Stoves for Parlor use.

H. A. FOOTE

135 East Water Street.

mar 20

FOUNDRY!

On the evening of the 22d inst., at East Water Street, near the Postoffice, a **FOUNDRY**, containing

small quantity of **BAN** **NOT**.

The owner can have the same by calling on Warren Pease, at the Lake Shore

E. B. Depot, proving property and paying charges.

mar 20

W.M. HARPER,

(LATE HARPER BROTHERS.)

HOUSE, SIGN AND ORNAMENTAL PAINTING & DECOR.

GLAZIER AND PAPER HANGER,

AT THE OLD STAND,—ONCLIDA ST.

A few doors above the Mark t House,

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FARLOW COOK STOVES.

RATHBONE & KENNEDY'S Patent, Albany.

The newest pattern in use, and not to be surpassed either for convenience or beauty. For sale by

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E. A. FOOTE

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W.H. BROWN,

135 East Water Street.

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